

PATENT  
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I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as **first class mail** with sufficient postage on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

<u>Elaine Fabrizio</u>	<u>Elaine Fabrizio</u>
Printed name of person mailing correspondence	Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Jen Sheen	Art Unit:	1638
Serial No.:	08/989,881	Examiner:	C. Collins
Filed:	December 12, 1997	Customer No:	21559
Title:	STRESS-PROTECTED TRANSGENIC PLANTS		

Commissioner for Patents  
Washington, D.C. 20231

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NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES UNDER 37 C.F.R. §1.191

Applicant respectfully appeals to the Board of Patent Appeals and Interferences from the decision dated March 28, 2002, in which the Office finally rejected claims 1-7, 24-26, 36-46, 49, and 50 of the above-captioned patent application.

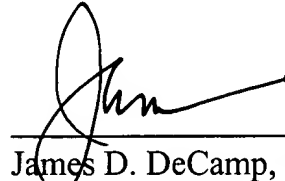
Enclosed is a check in the amount of \$160.00 for the fee required by 37 C.F.R. § 1.17(b) for this Notice of Appeal. Also enclosed is a copy of the petition filed on September 13, 2002 to extend the period for replying to Examiner's Action mailed on March 28, 2002 for three months to and including September 30, 2002, as September 28<sup>th</sup> falls on a Saturday.

If there are any other charges or any credits, please apply them to Deposit

Account No. 03-2095.

Respectfully submitted,

Date: 20 SEPTEMBER 2002



James D. DeCamp, Ph.D.  
Reg. No. 43,580

Clark & Elbing LLP  
101 Federal Street  
Boston, MA 02110  
Telephone: 617-428-0200  
Facsimile: 617-428-7045



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PATENT TRADEMARK OFFICE